

ESTTA Tracking number: **ESTTA307696**

Filing date: **09/23/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92051140
Party	Plaintiff Leonid Nahshin
Correspondence Address	Vera Chernobylsky Law Offices of Vera Chernobylsky 4623 Dunman Avenue Woodland Hills, CA 91364 UNITED STATES vchernob@yahoo.com
Submission	Other Motions/Papers
Filer's Name	Vera Chernobylsky
Filer's e-mail	vchernob@yahoo.com
Signature	/Vera Chernobylsky/
Date	09/23/2009
Attachments	Sales Invoice by P. Service using Trademark NIC OUT.pdf ( 3 pages )(1034987 bytes ) Authenticated Certificate L.Nahshin owner of P.Service.pdf ( 6 pages )(2718129 bytes ) copy USPTO record Trademark NIC OUT filed by Nahshin.pdf ( 3 pages )(1260285 bytes )

**INVOICE 3511****26-03-2002**

**P.SERVICE**  
**AVRAHAM MAPO 10/3**  
**BEER SHEVA / ISRAEL**

**For Transportation of 20 coliboxes of Nic-out cigarette filters to NewYork/U.S.A. for  
Company Safety Aid Supplies Inc.:**

<b>Transport</b>	<b>1176 USD</b>
<b>Conchimento Document</b>	<b>80 USD</b>
<b>Insurance</b>	<b>44 USD</b>

<b>Total</b>	<b>1300 USD (OnethousandthreehundredUSD)</b>
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**burda ticaret**

**Sahas D. HANCI**  
Keresteciler Sitesi Fatih Cad. Ceviz Sok.  
No:12/2 Merter-Istanbul / TÜRKİYE  
Merter Vergi Dairesi: 263 003 1824

## Exporter's Statement of Origin

I certify that the goods "Nic-Out" Holders ( AWD 125 8426 0886) described in this invoice or in the attached invoice no. 3511 26/03/2002, were produced in TURKEY, by request of beneficiary of "P. Service" company, and that at least 100% of the ex-factory price of the goods originates in the beneficiary country of ISRAEL.

Name and Title

**Nahshin Leonid**  
**Director of P. Service company, ISRAEL**

Company Name and Address

**"P.SERVICE" Avraham Mapo 10/3 Beer-Sheva. ISRAEL**

Telephone and Fax Numbers

**Tel: ++972-52762679**  
**Fax: ++972-86421322**

29/03/2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL & APPEAL BOARD

Leonid Nahshin,

Plaintiff-Petitioner,

vs.

Product Source International, LLC,

Defendant-Respondent

:  
:  
:  
:  
:  
:  
:  
:

**Opposition No.:** 92/051,140

**Registration No.:** 3,350,041

**Mark:** NIC OUT

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I caused a copy of the foregoing Authenticated

Certificate that Leonid Nahshin is a sole owner of Business P. Service, Sales

Invoice by P. Service using Trademark NIC OUT, this 23<sup>rd</sup> day of September,

2009, to be served, via first class mail, postage prepaid, upon:

A.J. DiMarino PC  
57 Euclid Street, Suite A  
Woodbury, NJ 08096  
UNITED STATES



/Vera Chernobylsky/  
Vera Chernobylsky Esquire

Number 354/09

**AUTHENTICATION SIGNATURE**

I, the undersigned, Tsipris Victor, Notary at Beer-Sheva, hereby certify that on Mr. Ouzioumov Elena, known to me personally/whose identity was proved to me by Identity Booklet 321331886 issued by the Ministry of the Interior in Tzfat on 20.12.1999 signed on her free will the attached document "A" by my own signature and seal today, on 03/09/2009.

Signature \_\_\_\_\_





03.09.2009

## APOSTILLE

(Convention de la Haye du 5 Octobre 1961)

03.09.2009

BEER-SHEVA

## 1. STATE OF ISRAEL

This public document

1. מדינת ישראל  
מסמך ציבורי זה

## 2. Has been signed by

Advocate Tsipnis Viktor

## 2. נחתם בידי

עו"ד צפניס ויקטור

## 3. acting in capacity of Notary.

## 3. המכהן בתור נוטריון.

## 4. bears the seal/stamp of

## 4. נושא את החותם/החותמת

the above Notary

של הנוטריון הנ"ל

## Certified

אושר

## 5. at the District Court, Beer-Sheva

## 5. בבית המשפט המחוזי באר שבע

6. Date 03.09.096. ביום 03.09.097. by an official appointed by  
Minister of Justice under the  
Notaries Law, 1976.7. על ידי מי שמונה בידי שר  
המשפטים לפי חוק הנוטריונים,  
התשל"ו-1976.8. Serial number 2961098. מס' סידורי 296109

## 9. Seal/Stamp

## 9. החותם/החותמת

## 10. Signature

## 10. חתימה



# Newspaper "INFO"

## Translations Department

Tel. 08-6232504 Fax 08-6274310 Cell. 052-8414123

### A F I D A V I T

I the undersigned, **Ouzioumov Elena**, ID Card No. **321331886**, issued by the Ministry of Interior in Tzfat on 20.12.1999, after having been warned to say the truth else I will be liable to the punishment stated by law, declare that I am proficient in **Hebrew** and **English** languages and that the hereby document is the true translation to the English language from the original Hebrew document.



**Ouzioumov Elena**

STA  
VICTOR  
TSIPRI  
(NO)

Translated from Hebrew

To: Nahshin Leonid – P.Service  
Gershom Shalom St., 37  
Beer Sheva 84833

304601651 1182 9946 31397 1 1182

State of Israel – Surplus Value and Duty Department

Name of business owner: **Nahshin Leonid**

File No.: **304601651**

State of Israel – Surplus Value and Duty Department (+logo)

## LICENSED BUSINESS CERTIFICATE

Businessman No.: **304601651**

This is to certify that:

Name of the businessman: **Nahshin Leonid**

Name of the business: **P.Service**

Address: Gershom Shalom St., 37, Beer Sheva

has been registered as a licensed businessman  
according to surplus value taxation law, and is permitted  
to issue cheques.

Registration Date: **04-03-99**

Printed on: **07/03/99**

Area: **Beer Sheva**

Dept. Principal: **Moti Ayalon.**

THIS CERTIFICATE SHOULD BE PUT PROMINENTLY IN YOUR BUSINESS

INFO MEGEV  
Official Translation Office  
ISRAEL Beer Sheva POB 6301  
T. 08-6232504, F. 03-6274310

IRN  
\*  
1182



לכבוד  
נחשין לאוניד - פ.סרביס  
גרשם שלום 37  
באר שבע 84833

שולם P.P.

2359

1182 1 31397 9946 1182 304601651

מע

מדינת ישראל  
אגף המכס ומס ערך מוסף

304601651

מס' תיק

72 0

ח.מ.א.

48

ס.ת.

נחשין לאוניד

שם העוסק

מע

מדינת ישראל  
אגף המכס ומס"מ

## תעודת עוסק מורשה

מספר עוסק 304601651

זאת לתעודה כי

נחשין לאוניד

שם העוסק

פ.סרביס

כנוי העסק

באר שבע

גרשם שלום 37

שם ישוב

מען

נרשם כעוסק-מורשה  
לפי חוק מס-ערך-מוסף,  
ורשאי להוציא חשבונית-מס

תאריך רישום 04-03-99

מוטי איילון

מנהל המכס ומס"מ

מעמ באר שבע

ממונה אזורי

07/03/99

תאריך הדפסה

תעודה זו יש להציג במקום בולט בעסק.

INFO NEGEV  
Official Translation Office  
ISRAEL Beer-Sheva POB 6301  
T. 08-6232504, F. 08-6274310

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL & APPEAL BOARD**

**Leonid Nahshin,**

Plaintiff-Petitioner,

vs.

**Product Source International, LLC,**

Defendant-Respondent

:

:

:

:

:

:

:

:

:

**Opposition No.: 92/051,140**

**Registration No.: 3,350,041**

**Mark: NIC OUT**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I caused a copy of the foregoing: Authenticated Certificate that Leonid Nahshin is a sole owner of Business P. Service, Sales Invoice by P. Service using Trademark NIC OUT, a copy of USPTO record of Trademark NIC OUT filed by Nahshin, this 23<sup>rd</sup> day of September, 2009, to be served, via first class mail, postage prepaid, upon:

A.J. DiMarino PC  
57 Euclid Street, Suite A  
Woodbury, NJ 08096  
UNITED STATES



/Vera Chernobylsky/  
Vera Chernobylsky Esquire



Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2009-09-23 11:47:30 ET

Serial Number: 78206651 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark (words only): NIC-OUT

Standard Character claim: No

Current Status: Abandoned-Failure To Respond Or Late Response

Date of Status: 2004-02-25

Filing Date: 2003-01-23

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-04-12

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LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. Nahshin, Leonid

Address:

Nahshin, Leonid  
HAZVI 153/36  
Beer-Sheva 84746  
Israel

Legal Entity Type: Individual  
Country of Citizenship: Israel  
Phone Number: (972) 8 642-1322

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GOODS AND/OR SERVICES

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**International Class:** 034

**Class Status:** [Active](#)

[cigarette filter holder to reduce the inhalation of tar and nicotine.](#); [cigarette filter holder to reduce the inhalation of tar and nicotine.](#)

**Basis:** 1(a)

**First Use Date:** 2000-10-01

**First Use in Commerce Date:** 2000-10-01

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#### ADDITIONAL INFORMATION

(NOT AVAILABLE)

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#### MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

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#### PROSECUTION HISTORY

**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

[2004-02-25 - Abandonment - Failure To Respond Or Late Response](#)

[2003-07-07 - Non-final action e-mailed](#)

[2003-07-07 - Assigned To Examiner](#)

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#### ATTORNEY/CORRESPONDENT INFORMATION

**Correspondent**

[Menkin, Yael](#)

[2607 WELSH RD APT E207](#)

[PHILADELPHIA PA 19114-3316](#)

[Phone Number: 215-671-1060](#)

**Domestic Representative**

[Menkin, Yael](#)

[Phone Number: 215-671-1060](#)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL & APPEAL BOARD

Leonid Nahshin,	:	
	:	
Plaintiff-Petitioner,	:	
	:	
vs.	:	<b>Opposition No.:</b> 92/051,140
	:	<b>Registration No.:</b> 3,350,041
<b>Product Source International, LLC,</b>	:	<b>Mark:</b> NIC OUT
	:	
Defendant-Respondent	:	

**CERTIFICATE OF SERVICE**

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A.J. DiMarino PC  
57 Euclid Street, Suite A  
Woodbury, NJ 08096  
UNITED STATES



/Vera Chernobytsky/  
Vera Chernobytsky Esquire